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BEFORE THE ARIZONA CORPORATION COMMISSION
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WILLIAM A. MUNDELL
CHAIRMAN
JIM IRVIN
COMMISSIONER
MARC SPITZER
COMMISSIONER

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AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION OF
VIVO COMMUNICATIONS-AZ, LLC FOR A
CERTIFICATE OF CONVENIENCE AND
NECESSITY TO PROVIDE COMPETITIVE
FACILITIES-BASED AND RESOLD LOCAL
EXCHANGE, INTEREXCHANGE, AND ACCESS
TELECOMMUNICATIONS SERVICES.

DOCKET NO. T-03973A-00-1038

PROCEDURAL ORDER**BY THE COMMISSION:**

On August 6, 2001, the Arizona Corporation Commission ("Commission") issued Decision No. 63923 which granted VIVO Communications-AZ, LLC ("VIVO") a Certificate of Convenience and Necessity ("CC&N") to provide competitive facilities-based and resold local exchange, interexchange, and exchange access telecommunications services in Arizona.

Pursuant to Decision No. 63923, VIVO's CC&N was contingent on, among other things, the Company filing proof of a performance bond in the amount of \$100,000 the earlier of 180 days from the date of the Decision or 30 days prior to the commencement of service in Arizona.

On May 29, 2002, Staff sent VIVO and Letter of Non-Compliance for failure to file proof of having secured the required performance bond.

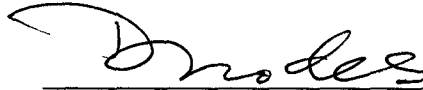
On June 10, 2002, VIVO filed a letter requesting that an extension of the performance bond requirement be granted until 30 days prior to the commencement of service within the next 180-day period.

On June 21, 2002, Staff filed a Memorandum recommending that VIVO be granted a 45-day extension of time for filing proof of the performance bond.

IT IS THEREFORE ORDERED that VIVO Communications-AZ, LLC shall file proof of the required \$100,000 performance bond, in accordance with the requirements of Decision No. 63923, by no later than August 6, 2002. No additional extensions will be granted and failure to comply with the above-stated condition will result in voidance of VIVO's CC&N without further order of the

Commission. In the event that VIVO fails to comply with all conditions, thereby resulting in avoidance of its CC&N, a new application for CC&N authority must be filed by the Applicant and approved by the Commission prior to commencement of service.

DATED this 29th day of July, 2002.



DWIGHT D. NODES
ASSISTANT CHIEF ADMINISTRATIVE LAW JUDGE

Copies of the foregoing mailed/delivered
this 29th day of July, 2002 to:

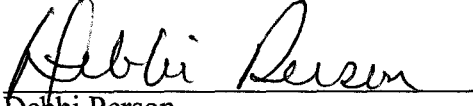
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